

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

Nationwide Life Insurance Co.,

Plaintiff,

v.

Case No. 2:05cv604

Penn-Mont Benefits Services, Inc., *et al.*,

Judge Michael H. Watson

Defendants.

Nationwide Life Insurance Co.,

Plaintiff,

v.

Case No. 2:05cv1066

John J. Koresko,

Judge Michael H. Watson

Defendant.

John J. Koresko,

Plaintiff,

v.

Case No. 2:06cv66

Nationwide Life Insurance Co.,

Judge Michael H. Watson

Defendant.

ORDER

On October 20, 2008, the United Stated Court of Appeals for the Federal Circuit issued its opinion in *In re Bilski*, 545 F.3d 943 (9th Cir. 2008). A petition for writ of certiorari was filed January 28, 2009. Upon examination, the Court concludes the issues presented in *Bilski* may impact the resolution of this matter. Accordingly, the

Court hereby **STAYS** this action pending resolution of *Bilski* by the United States Supreme Court. Within thirty days of either a denial of the writ of certiorari or a decision by the Supreme Court on the merits, the parties shall submit briefs, no longer than ten pages in length, analyzing the holding in relation to this matter.

IT IS SO ORDERED.



Michael H. Watson, Judge
United States District Court